

**Title 10**  
**DEPARTMENT OF HEALTH AND MENTAL**  
**HYGIENE**

**Subtitle 07 HOSPITALS**

**10.07.05 Residential Service Agencies**

Authority: Health-General Article, Title 19, Subtitle 4A, Annotated Code of Maryland

**Notice of Proposed Action**

[16-020-P]

The Secretary of Health and Mental Hygiene proposes to amend Regulation **.04** under **COMAR 10.07.05 Residential Service Agencies**.

**Statement of Purpose**

The purpose of this action is to remove the requirement that a background check be submitted with the licensure application for a residential service agency.

**Comparison to Federal Standards**

There is no corresponding federal standard to this proposed action.

**Estimate of Economic Impact**

The proposed action has no economic impact.

**Economic Impact on Small Businesses**

The proposed action has minimal or no economic impact on small businesses.

**Impact on Individuals with Disabilities**

The proposed action has no impact on individuals with disabilities.

**Opportunity for Public Comment**

Comments may be sent to Michele Phinney, Director, Office of Regulation and Policy Coordination, Department of Health and Mental Hygiene, 201 West Preston Street, Room 512, Baltimore, MD 21201, or call 410-767-6499 (TTY 800-735-2258), or email to [dhmh.regs@maryland.gov](mailto:dhmh.regs@maryland.gov), or fax to 410-767-6483. Comments will be accepted through February 8, 2016. A public hearing has not been scheduled.

**.04 Licensing Procedures.**

**A. Application for License.**

(1) (text unchanged)

(2) An applicant shall submit:

(a)—(d) (text unchanged)

[(e) A current criminal background check and documentation of any conviction of the applicant or person identified in §A(2)(d) of this regulation;]

[(f)] (e)—[(l)] (k) (text unchanged)

B.—K. (text unchanged)

VAN T. MITCHELL  
Secretary of Health and Mental Hygiene